#### TABLE OF CONTENTS

#### CHAPTER Liq 100 ORGANIZATIONAL RULES

PART Liq 101 DEFINITIONS

Section Liq 101.01 Statutory Definitions Adopted

Section Liq 101.02 Definitions

#### PART Liq 102 DESCRIPTION OF THE COMMISSION

Section Liq 102.01 Functions of Commission

# PART Liq 103 METHODS BY WHICH THE PUBLIC MAY REQUEST OR OBTAIN INFORMATION PURSUANT TO RSA 91-A:4

Section Liq 103.01 Requests For Information Pursuant to RSA 91-A:4

#### CHAPTER Liq 200 PROCEDURAL RULES

#### PART Liq 201 DECLARATORY RULING PROCEDURES

Section Liq 201.01 Interpretation of Statutes/Administrative Rules

Section Liq 201.02 Declaratory Rulings by Agency

Section Liq 201.03 Interpretation of Statutes

### PART Liq 202 PETITIONS FOR RULEMAKING

Section Liq 202.01 Petition for Adoption of Rules

Section Liq 202.02 Commission Response

#### PART Liq 203 RULEMAKING HEARINGS PROCEDURES

Section Liq 203.01 Purpose

Section Liq 203.02 Scope

Section Liq 203.03 Notice

Section Liq 203.04 Media Access

Section Liq 203.05 Moderator

Section Liq 203.06 Public Participation

# PART Liq 204 GENERAL MEETING AND SPECIAL MEETING PROCEDURES

Section Liq 204.01 Applicability

Section Liq 204.02 Place of Meetings

Section Liq 204.03 Scheduled Meetings

Section Liq 204.04 Record of Meetings

Section Liq 204.05 Conduct of Meetings

#### PART Liq 205 ADJUDICATIVE HEARINGS AND OTHER HEARINGS

Section Liq 205.01 Purpose and Scope

Section Liq 205.02 Definitions

Section Liq 205.03 Adjudicative Pre-hearing Requirements for Licensees

Section Liq 205.04 Prehearing Conferences

Section Liq 205.05 Settlements

Section Liq 205.06 Appearance Before the Commission

Section Liq 205.07 Computation of Time; Changes in Time

Section Liq 205.08 Filing of Documents

Section Liq 205.09 Signature and Certification of Veracity

#### Section Liq 205.10 Pleadings, Petitions, and Responses

Section Liq 205.11 Adjudicative Proceedings

Section Liq 205.12 Notice and Conduct of Hearings

# PART Liq 206 PROCEDURES AND CONSIDERATIONS AFTER ADJUDICATIVE HEARINGS

Section Liq 206.01 Licensee Record

Section Liq 206.02 Commission Consideration

Section Liq 206.03 Penalty Administration

Section Liq 206.04 Rehearing

# PART Liq 207 PETITIONS FOR REVOCATION

Section Liq 207.01 Petition for Revocation

Section Liq 207.02 Commission Response

Section Liq 207.03 Denial of Petitions

Section Liq 207.04 Revocation Hearings

Section Liq 207.05 Grounds for Holding Revocation Hearings

Section Liq 207.06 Licensee Record

Section Liq 207.07 Evidence

Section Liq 207.08 Revocation

# CHAPTER Liq 300 APPLICATION DE-LISTING AND LISTING PROCEDURES

#### PART Liq 301 SYSTEM ESTABLISHED

Section Liq 301.01 Purpose

Section Liq 301.02 Definition of Terms

#### PART Liq 302 LISTING APPLICATION PROCEDURE

Section Liq 302.01 Application Procedure

Section Liq 302.02 Notification of Decision

# PART Liq 303 SPIRITS LISTING PROCEDURE

Section Liq 303.01 Purpose

Section Liq 303.02 Test Market

Section Liq 303.03 Test Market Procedure

Section Liq 303.04 Test Market Performance/Listing

Section Liq 303.05 Additional Sizes

Section Liq 303.06 Change in Size

Section Liq 303.07 Change in Container

Section Liq 303.08 Change in Proof

### PART Liq 304 WINE LISTING PROCEDURE

Section Liq 304.01 Purpose

Section Liq 304.02 Requests for Listing

Section Liq 304.03 Listing Procedure for State Retail Stores

Section Liq 304.04 De-Listing Procedure for State Retail Stores

Section Liq 304.05 Additional Sizes

Section Liq 304.06 Change in Container

#### PART Liq 305 DESSERT WINES AND VERMOUTH

Section Liq 305.01 Listing

# PART Liq 306 SPECIALTY ITEMS/SPECIAL ORDERS

Section Liq 306.01 Specialty Listing

Section Liq 306.02 Holiday Listing

Section Liq 306.03 Special Orders

#### PART Liq 307 ADMINISTRATIVE LIMITATIONS AND PROHIBITIONS

Section Liq 307.01 Cost Changes by Vendor/Manufacturer

Section Liq 307.02 Swaps Prohibited

Section Liq 307.03 Listing Limitations

#### PART Liq 308 DE-LISTING PROCEDURE

Section Liq 308.01 Purpose

Section Liq 308.02 De-listing Criteria

Section Liq 308.03 Warning Status

Section Liq 308.04 Sale of De-listed Products

#### PART Liq 309 DE-LISTING REVIEW PROCESS

Section Liq 309.01 Purpose

Section Liq 309.02 De-listing Review Procedure

#### CHAPTER Liq 400 RULES GOVERNING LICENSEE OPERATIONS

# PART Liq 401 DEFINITIONS

Section Liq 401.01 Definition of Terms

Section Liq 401.02 Bailment Warehouser Fees

Section Liq 401.03 Vendor Inventory

Section Liq 401.04 Inactive Brand Codes

Section Liq 401.05 Damaged Products

Section Liq 401.06 Commission Control of Bailment Product

# PART Liq 402 PURCHASING AND SUPPLYING

Section Liq 402.01 Purchase of Supplies of Liquor or Wine from the Commission

Section Liq 402.02 Prohibition on Solicitation of Gifts From Manufacturers, Liquor Vendors, Table Wine Vendors, and Wholesale Distributors

Section Liq 402.03 A Thing of Value

Section Liq 402.04 Licensee Entertainment

#### PART Liq 403 SIGN RESTRICTIONS

Section Liq 403.01 Neon Sign

Section Liq 403.02 Neon Sign Advertising

# PART Liq 404 PREMISES

Section Liq 404.01 Gambling

Section Liq 404.02 Grocery or Convenience Stores Combination Licenses

Section Liq 404.03 Use of Cocktail Lounges

Section Liq 404.04 Curbside Service; Retail Delivery

Section Liq 404.05 Authorization For Other Areas Licensing Criteria

Section Liq 404.06 Felon Exception Approvals

Section Liq 404.07 Safekeeping of Licenses

# PART Liq 405 PUBLIC SAMPLING OF BEVERAGE/LIQUOR/WINE PURSUANT TO RSA 179:44

Section Liq 405.01 Definitions

Section Liq 405.02 Beverage/Liquor/Wine Public Sampling Notification

Section Liq 405.03 Liquor/Wine Purchases, Restrictions

Section Liq 405.04 Who May Conduct Tastings/Responsibility

Section Liq 405.05 Serving Sizes, Restrictions

Section Liq 405.06 Advertising

#### CHAPTER Liq 500 RULES RELATING TO PARTICULAR LICENSEES

### PART Liq 501 CLUBS

Section Liq 501.01 Definitions

Section Liq 501.02 Roster of Members

Section Liq 501.03 Sons of the American Legion, Veterans and Social Club Auxiliary Member Cocktail Lounge Privileges

Section Liq 501.04 People to Whom Liquor May be Served In Veterans and Social Clubs

Section Liq 501.05 Guests and the Guest Book Requirements for Veterans and Social Clubs

Section Liq 501.06 Access Restricted

Section Liq 501.07 Records Available for Inspection

Section Liq 501.08 Date for Submission of Report; Forms

Section Liq 501.09 Beano Games

Section Liq 501.10 Minutes of Meetings; Financial Statement Retained

Section Liq 501.11 Application for Membership

- Section Liq 501.12 Beverages and Liquor Served
- Section Liq 501.13 Rental of Club Rooms
- Section Liq 501.14 Advertisements
- Section Liq 501.15 Transfers

#### PART Liq 502 HOTELS

- Section Liq 502.01 Service Bars
- Section Liq 502.02 Minimum Opening Requirement for Hotels
- Section Liq 502.03 Service and Preparation of Food

# PART Liq 503 RESTAURANTS

- Section Liq 503.01 Account of Business
- Section Liq 503.02 Certification Form
- Section Liq 503.03 Minimum Opening Requirement for Full Service Restaurants
- Section Liq 503.04 Service and Preparation of Food

#### PART Liq 504 RESERVED

#### PART Liq 505 ONE DAY LICENSES ISSUED PURSUANT TO RSA 178:20, V(1)

- Section Liq 505.01 Definitions
- Section Liq 505.02 Conflict of Rules
- Section Liq 505.03 Hours of Service
- Section Liq 505.04 Records to be Maintained
- Section Liq 505.05 Surrender of License

# PART Liq 506 WHOLESALE DISTRIBUTORS, BEVERAGE MANUFACTURERS, BEVERAGE VENDORS, BEVERAGE VENDOR IMPORTERS, BEVERAGE SOLICITORS AND OTHER LICENSEES

- Section Liq 506.01 Rebates and Discounts
- Section Liq 506.02 Sale or Delivery in Less than Case Lots
- Section Liq 506.03 Equipment, Furniture, Fixtures and Property
- Section Liq 506.04 Sale on Credit
- Section Liq 506.05 Deposits, Rebates
- Section Liq 506.06 Keg Purchaser Identification Lists
- Section Liq 506.07 Wholesale Distributor Transfer and Receipt From Other Than Beverage Vendor or Beverage Vendor Importer
- Section Liq 506.08 Licensing
- Section Liq 506.09 Registration; Territories
- Section Liq 506.10 Forms; Filing Deadlines
- Section Liq 506.11 Beverage Manufacturers Tax Reporting; Filing Deadlines
- Section Liq 506.12 Wine Manufacturer Requirements
- Section Liq 506.13 Bill and Hold Procedures
- Section Liq 506.14 Ownership and Pricing of Beverage Product; Prepaid Orders
- Section Liq 506.15 Brew Pub Reporting Forms; Filing Deadlines

#### PART Liq 507 CATERER'S ON AND OFF SITE LICENSES

- Section Liq 507.01 Definitions
- Section Liq 507.02 Notification
- Section Liq 507.03 Application for Additional Sites
- Section Liq 507.04 Restrictions on Serving
- Section Liq 507.05 Certification Form
- Section Liq 507.06 Account of Business

#### PART Liq 508 AGENCY STORES

- Section Liq 508.01 Purpose
- Section Liq 508.02 Definitions
- Section Liq 508.03 General Conditions
- Section Liq 508.04 Special Seasonal Agency Stores
- Section Liq 508.05 Agency Store Discounts/Compensation
- Section Liq 508.06 Status of Agency Store Operator and Employees
- Section Liq 508.07 Days and Hours of Operation

Section Liq 508.08 Temporary Closures

Section Liq 508.09 Advertising and Promotion

Section Liq 508.10 Sales Restrictions

Section Liq 508.11 Prices

Section Liq 508.12 Inventory

Section Liq 508.13 Purchasing of Liquor

Section Liq 508.14 Store Operations

Section Liq 508.15 Storage Facilities; Premises

Section Liq 508.16 Sales Agent Selection Procedure

Section Liq 508.17 Agency Store Sales Agent Selection Criteria

Section Liq 508.18 Annual Agency Store License Renewal Review

Section Liq 508.19 Sales Agent Vacancy

Section Liq 508.20 Prohibitions

#### PART Liq 509 GOLF FACILITY

Section Liq 509.01 Beverage Sales From Mobile Service Bars on Golf Fairways

#### PART Liq 510 WHOLESALERS - MOVED

#### CHAPTER Liq 600 ENFORCEMENT POLICY

#### PART Liq 601 PURPOSE AND EFFECT

Section Liq 601.01 Purpose

Section Liq 601.02 Effects of These Rules

Section Liq 601.03 Definition of Terms

Section Liq 601.04 Statutory Violations Subject to Administrative Action

Section Liq 601.05 Administrative Rules Subject to Administrative Action

#### PART Liq 602 OPERATIONAL PROCEDURES

Section 602.01 Reports by Investigators

Section 602.02 Administrative Notice

#### PART Liq 603 ADMINISTRATIVE PENALTIES FOR LIQUOR VIOLATIONS

Section Liq 603.01 Commission Compliance

Section Liq 603.02 Special Conditions

Section Liq 603.03 First Offense

Section Liq 603.04 Second Offense

Section Liq 603.05 Third Offense

Section Liq 603.06 Fourth Offense

Section Liq 603.07 Fifth Offense

Section Liq 603.08 Special Penalty Exceptions

Section Liq 603.09 Revocations; Payment of Fines

Section Liq 603.10 Penalties for Violating Commission Orders

Section Liq 603.11 Good Behavior

# PART Liq 604 PAYMENT OF FINES; PROCEDURES FOR NON-PAYMENT OF FINES FOR LIQUOR VIOLATIONS

Section 604.01 Notice; Delivery; and Procedures For Non-Payment of Fines

# PART Liq 605 ADMINISTRATIVE PENALTIES AND FINE PROVISIONS FOR TOBACCO VIOLATIONS

Section Liq 605.01 Commission Compliance

Section Liq 605.02 First Offense

Section Liq 605.03 Second Offense

Section Liq 605.04 Third Offense

Section Liq 605.05 Fourth Offense

Section Liq 605.06 Fifth Offense

Section Liq 605.07 Notice; Delivery; and Procedures For Non-Payment of Tobacco Fines

Section Liq 605.08 Good Behavior

#### CHAPTER Liq 700 LICENSEE LICENSING

#### PART Liq 701 CHAPTER DEFINITIONS AND OVERLYING CONDITIONS

Section Liq 701.01 Definition of Terms

- Section Liq 701.02 Completing Forms
- Section Liq 701.03 Incomplete Form Returned
- Section Liq 701.04 Failure to Comply with Statute or Rule
- Section Liq 701.05 Fees, Form of Payment
- Section Liq 701.06 When Submitted
- Section Liq 701.07 Checks

#### PART Liq 702 APPLICATION PROCESS

- Section Liq 702.01 Purpose
- Section Liq 702.02 Procedure to Apply
- Section Liq 702.03 Requirements of Investigator/Licensing Agent
- Section Liq 702.04 Requirements of Applicants
- Section Liq 702.05 Credit for Fees
- Section Liq 702.06 Training Required, Designee
- Section Liq 702.07 Management Training Seminar
- Section Liq 702.08 License Suspension

#### PART Liq 703 LICENSING FORMULA

- Section Liq 703.01 Purpose
- Section Liq 703.02 Definitions
- Section Liq 703.03 Publication Required
- Section Liq 703.04 Formula for Calculation of Licensing Months
- Section Liq 703.05 Table A
- Section Liq 703.06 License Fees
- Section Liq 703.07 Refunds Prohibited

#### PART Liq 704 LICENSE RENEWALS

- Section Liq 704.01 Notice of Renewal
- Section Liq 704.02 Bond Required

#### PART Liq 705 LICENSE APPLICATION FEES

- Section Liq 705.01 Mini-App/Processing and Investigation Fees for New Licenses
- Section Liq 705.02 Mini-App/License Processing and Investigation Fees

# PART Liq 706 REQUIRED INFORMATION TO BE SUPPLIED ON, OR IN ADDITION TO NEW OR RENEWAL APPLICATION FORM LE-1

- Section Liq 706.01 Applicant Information Required on all Applications
- Section Liq 706.02 Liquor Manufacturer and Rectifier Licenses
- Section Liq 706.03 Liquor and Wine Vendor License
- Section Liq 706.04 Warehouse Licenses
- Section Liq 706.05 Wine Manufacturer's License
- Section Liq 706.06 Liquor and Wine Vendor License
- Section Liq 706.07 Liquor and Wine Representative License
- Section Liq 706.08 Beverage Manufacturer Licenses
- Section Liq 706.09 Carrier License
- Section Liq 706.10 Beverage Vendor Licenses
- Section Liq 706.11 Wholesale Distributor Licenses
- Section Liq 706.12 Auctioneer's/Sheriff's Sale Off-Sale Special License
- Section Liq 706.13 Combination License
- Section Liq 706.14 Retail Table Wine License
- Section Liq 706.15 Bed and Breakfast License
- Section Liq 706.16 State Fair License
- Section Liq 706.17 Airport License
- Section Liq 706.18 Alpine Slide License
- Section Liq 706.19 Ballroom License
- Section Liq 706.20 Bowling Facility License
- Section Liq 706.21 Caterer Licenses On-site
- Section Liq 706.22 Caterer License Off-site
- Section Liq 706.23 College Club License
- Section Liq 706.24 Military Club License

- Section Liq 706.25 Veterans and Social Club Cocktail Lounge License
- Section Liq 706.26 Convention Center License
- Section Liq 706.27 Golf Facility License
- Section Liq 706.28 Hotel License
- Section Liq 706.29 One-Day Licenses
- Section Liq 706.30 Performing Arts Facility License
- Section Liq 706.31 Pari-mutuel and Commercial Motor Vehicle Race Track License
- Section Liq 706.32 Racquet Sports Facility Licenses
- Section Liq 706.33 Dining Car or Rail Car License
- Section Liq 706.34 Restaurant and Related Licenses
- Section Liq 706.35 Ski Facility License
- Section Liq 706.36 Vessel License
- Section Liq 706.37 Agency Store License
- Section Liq 706.38 Brew Pub License
- Section Liq 706.39 Billiards/Pool Hall License

# PART Liq 707 PHYSICAL REQUIREMENTS REQUIRED FOR NEW OR RENEWAL APPLICATIONS FOR LICENSES

- Section Liq 707.01 Liquor / Rectifier Manufacturer's Requirements
- Section Liq 707.02 Liquor/Wine/Beverage Warehouse Requirements
- Section Liq 707.03 Wine Manufacturer Requirements
- Section Liq 707.04 Liquor and Wine Representative Requirements
- Section Liq 707.05 Beverage Manufacturer License Requirements
- Section Liq 707.06 Wholesale Distributor License Requirements
- Section Liq 707.07 Combination License Requirements
- Section Liq 707.08 Retail Table Wine License Requirements
- Section Liq 707.09 On-Sale Beverage and Wine License Requirements
- Section Liq 707.10 On-Sale Beverage and Liquor License Requirements
- Section Liq 707.11 On-Sale Cocktail Lounge Licenses

#### CHAPTER Liq 800 RESERVED

# CHAPTER Liq 900 LICENSEE CREDIT AND BILLING PROCEDURES

#### PART Liq 901 SYSTEM ESTABLISHED

- Section Liq 901.01 Purpose
- Section Liq 901.02 Effects of These Rules
- Section Liq 901.03 Definition of Terms

### PART Liq 902 APPLICATION PROCEDURE

- Section Liq 902.01 Application Form
- Section Liq 902.02 Credit Approval

# PART Liq 903 BILLING AND PRICING OF ORDERS

- Section Liq 903.01 Pricing
- Section Liq 903.02 Responsibility of Ownership
- Section Liq 903.03 Payment Deadlines for Credit Sales

#### PART Liq 904 LATE/NON PAYMENT

Section Liq 904.01 Operating Conditions Governing Licensees

#### PART Liq 905 BANKRUPTCY

Section Liq 905.01 Licensee Bankruptcy

#### PART Liq 906 DISPUTED CHARGES

- Section Liq 906.01 Payment
- Section Liq 906.02 Returning Merchandise
- Section Liq 906.03 Discontinued Business

# CHAPTER Liq 1000 RULES RELATING TO TOBACCO

- PART Liq 1001 TOBACCO SAMPLING
  - Section Liq 1001.01 Proof of Age

Section Liq 1001.02 Distribution

# PART Liq 1002 DELIVERY OF TOBACCO PRODUCTS

Section Liq 1002.01 License Required

# PART Liq 1003 PACKAGING

Section Liq 1003.01 Manufacturer's Packaging Required

# PART Liq 1004 FEDERAL LAW AND RULE APPLICABILITY

Section Liq 1004.01 Federal Provisions

#### CHAPTER Liq 1100 RULES RELATING TO DIRECT SHIPMENT

#### PART Liq 1101 CHAPTER DEFINITIONS

Section Liq 1101.01 Definition of Terms

### PART Liq 1102 OVERLYING CONDITIONS FOR PERMITS

Section Liq 1102.01 Completing Forms

Section Liq 1102.02 Incomplete Forms Rejected

Section Liq 1102.03 Fees, Form of Payment

Section Liq 1102.04 Applicant Information Required

Section Liq 1102.05 Permit Renewals

#### PART Liq 1103 TAX REPORTING AND FILING DEADLINES

Section Liq 1103.01 Taxes Due

Section Liq 1103.02 Direct Shipper Monthly Tax Report

#### PART Liq 1104 COMMON CARRIER REQUIREMENTS

Section Liq 1104.01 Record Keeping Requirements

Section Liq 1104.02 Delivery Requirements

Section Liq 1104.03 Warehouse Requirements for Direct Delivery Shipments

Section Liq 1104.04 Commission Notification

Section Liq 1104.05 Illegal Products Section Liq 1104.06 Illegal Delivery Section Liq 1104.07 Examination of Premises

# PART Liq 1105 DELIVERY RECEIPTS/IDENTIFICATION REQUIREMENTS

Section Liq 1105.01 Delivery Signature Forms

Section Liq 1105.02 Form Retention